IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.54 OF 2006
IN
CONTEMPT PETITION NO.368 OF 2005

Ramnath Gokul Prasad Verma. ..Applicant.

V/s.

Shree Dattaguru Cooperative Housing Society Ltd. ..Respondents. (Orig.Defendants.)

And

Mr.D.H.Bhate, Chairman & Ors. ..Respondents (orig.Contemnors)

Mr.S.K.Dubey for applicant.

CORAM: A.M.KHANWILKAR,J

DATE : JUNE 22, 2006.

P.C. :

1. Heard.

2. Even though the explanation offered in the application is not acceptable, however, as the litigant should not suffer for the mistake of the advocate, this application is allowed in terms of prayer clause (a) on condition that advocate on record for the applicant shall pay personally costs quantified at Rs.1,000/- to the High Legal Services Committee within one week from today, failing which, the order passed earlier, which is set aside by this

order, will stand revived.

3. If steps are taken in time, petition be placed under appropriate caption on 24th July, 2006.

4. The petitioner shall comply with the office objection including of ensuring service on the respondents in terms of order dated 4th April, 2006.

5. Returnable date of the main matter stands extended till 24th July, 2006.